

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANTOINETTE COLON,	:	CIVIL ACTION NO.: 19-1738
	:	
<i>Plaintiff,</i>	:	
	:	
v.	:	
	:	
EDUCATIONAL COMMISSION FOR	:	
FOREIGN MEDICAL GRADUATES,	:	
	:	
<i>Defendant.</i>	:	

ROBERT VOORHEES,	:	CIVIL ACTION NO.: 19-1761
	:	
<i>Plaintiff,</i>	:	
	:	
v.	:	
	:	
EDUCATIONAL COMMISSION FOR	:	
FOREIGN MEDICAL GRADUATES,	:	
	:	
<i>Defendant.</i>	:	Honorable Jan E. DuBois JURY TRIAL DEMANDED

JOINT MOTION TO STAY PROCEEDINGS

Plaintiffs, Antoinette Colon and Robert Voorhees, and Defendant, Educational Commission for Foreign Medical Graduates, by and through their undersigned counsel, submit the following motion to stay proceedings. In support of this motion, the parties aver as follows:

1. Plaintiff Antoinette Colon (“Plaintiff Colon”), initiated the above action on April 22, 2019 and asserted claims against the Defendant under the Americans with Disabilities Act, 42 U.S.C. §12101, et seq. (“ADA”), the Family and Medical Leave Act (“FMLA”), 29 U.S.C. §2601 et seq., and the Pennsylvania Human Relations Act (“PHRA”), 43 P.S. §951 et seq.

2. Plaintiff Robert Voorhees (“Plaintiff Voorhees”), initiated a related action on April 23, 2019 and asserted claims against the Defendant under the Americans with Disabilities

Act, 42 U.S.C. §12101, et seq. (“ADA”), the Age Discrimination in Employment Act, 29 U.S.C. §621 et seq. (“ADEA”), and the Pennsylvania Human Relations Act (“PHRA”), 43 P.S. §951 et seq.

3. On June 5, 2019, Defendant filed an Answer in response to Plaintiff Colon’s Complaint and a Motion to Dismiss in response to Plaintiff Voorhees’ Complaint.

4. On September 13, 2019, the Court held a Status Conference wherein the parties were advised that a Hearing on Defendant’s pending Motion to Dismiss of Plaintiff Voorhees’ Complaint would be necessary prior to the Court issuing a ruling.

5. On October 9, 2019, the Court contacted the parties to schedule a Hearing on Defendant’s pending Motion to Dismiss of Plaintiff Voorhees’ Complaint.

6. However, on October 7, 2019, counsel for Plaintiffs received a call from Plaintiff Voorhees’ son, advising that Plaintiff Voorhees had experienced a medical emergency that resulted in his immediate hospitalization. Plaintiff’s counsel was also informed that it was unknown when or if Plaintiff Voorhees would recover.

7. Upon learning this information, Plaintiffs’ counsel advised the Court and counsel for Defendant.

8. As the above matters were filed as related actions, Plaintiff Voorhees’ deposition testimony is necessary in both actions.

9. Therefore, the parties jointly request the above-referenced actions both be stayed for sixty (60) days and reassessed at that time.

10. This request is being made in good faith and not for purposes of undue delay.

WHEREFORE, the undersigned respectfully request that the proceedings be stayed for sixty (60) days and reassessed at that time.

<p>SIDNEY L. GOLD & ASSOC., P.C.</p> <p>By: <u>/s/ Jamie L. Ford</u> JAMIE L. FORD, ESQUIRE 1835 Market Street, Suite 515 Philadelphia, PA 19103 Attorneys for Plaintiffs</p>	<p>MORGAN, LEWIS & BOCKIUS, LLP</p> <p>By: <u>/s/ Anne E. Martinez</u> ANNE E. MARTINEZ, ESQUIRE 1701 Market Street Philadelphia, PA 19103 Attorneys for Defendant</p>
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Dated: October 16, 2019